

EXHIBIT C

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TEXAS
TEXARKANA DIVISION**

MOTOROLA MOBILITY, INC. and
GENERAL INSTRUMENT
CORPORATION,

Plaintiffs,

vs.

TIVO INC.,

Defendant.

Case No. 5:11-cv-053-JRG

JURY TRIAL DEMANDED

TIVO INC.,

Counterclaim Plaintiff,

vs.

MOTOROLA MOBILITY, INC., GENERAL
INSTRUMENT CORPORATION, TIME
WARNER CABLE INC., and TIME
WARNER CABLE LLC,

Counterclaim Defendants.

TIVO'S PROPOSED VERDICT FORM

In answering these questions, you are to follow all of the instructions I have given you in the Court's charge.

In this Verdict Form, Motorola Mobility Inc. and General Instrument Corporation will be referred to as "Motorola." Time Warner Cable Inc. and Time Warner Cable LLC will be referred to as "Time Warner Cable."

Start with Question No. 1 and proceed through the questions following the directions included in this Verdict Form.

CLAIMS UNDER TIVO'S PATENTS-IN-SUIT

1. Has TiVo proven by a preponderance of the evidence that Motorola and/or Time Warner Cable infringes one or more asserted claim of the '389 TimeWarp Patent?

("Yes" is a finding for TiVo. "No" is a finding for Motorola/Time Warner Cable.)

	<u>Motorola</u>	<u>Time Warner Cable</u>
Claim 31	YES _____ NO _____	YES _____ NO _____
Claim 61	YES _____ NO _____	YES _____ NO _____

2. Has TiVo proven by a preponderance of the evidence that Motorola and/or Time Warner Cable infringes one or more asserted claim of the '465 Multi-Program Patent?

("Yes" is a finding for TiVo. "No" is a finding for Motorola/Time Warner Cable.)

	<u>Motorola</u>	<u>Time Warner Cable</u>
Claim 8	YES _____ NO _____	YES _____ NO _____
Claim 13	YES _____ NO _____	YES _____ NO _____
Claim 17	YES _____ NO _____	YES _____ NO _____

3. Has TiVo proven by a preponderance of the evidence that Motorola and/or Time Warner Cable infringes one or more asserted claim of the '195 Trick-Play Patent?

("Yes" is a finding for TiVo. "No" is a finding for Motorola/Time Warner Cable)

	<u>Motorola</u>	<u>Time Warner Cable</u>
Claim 58	YES _____ NO_____	YES _____ NO_____
Claim 60	YES _____ NO_____	YES _____ NO_____
Claim 64	YES _____ NO_____	YES _____ NO_____
Claim 75	YES _____ NO_____	YES _____ NO_____
Claim 77	YES _____ NO_____	YES _____ NO_____

4. If you have found that Motorola and/or Time Warner Cable infringes any asserted claim of the '389 TimeWarp Patent, has TiVo proven by clear and convincing evidence that Motorola's and/or Time Warner Cable's infringement of the '389 TimeWarp Patent was willful?

("YES " is a finding for TiVo. "No" is a finding for Motorola/Time Warner Cable.)

Motorola: YES _____ NO_____

Time Warner Cable: YES _____ NO_____

5. For each asserted claim of the '389 TimeWarp Patent, the '465 Multi-Program Patent, and the '195 Trick-Play Patent, did Motorola and Time Warner Cable prove by clear and convincing evidence that such claim is invalid?

Check the first column indicated as "valid" or check the second column indicated as "invalid."

TimeWarp Patent: U.S. Patent No. 6,233,389

("Valid" is a finding for TiVo.

"Invalid" is a finding for Motorola/TWC)

VALID

INVALID

Claim 31 _____

Claim 61 _____

Multi-Program Patent: U.S. Patent No. 7,529,465

("Valid" is a finding for TiVo.

"Invalid" is a finding for Motorola/TWC.)

VALID

INVALID

Claim 8 _____

Claim 13 _____

Claim 17 _____

Trick-Play Patent: U.S. Patent No. 6,792,195

("Valid" is a finding for TiVo.

"Invalid" is a finding for Motorola/TWC)

VALID

INVALID

Claim 58 _____

Claim 60 _____

Claim 64 _____

Claim 75 _____

Claim 77 _____

6. If you have found that Motorola and/or Time Warner Cable infringes one or more valid claims of the '389 TimeWarp Patent, the '465 Multi-Program Patent, or the '195 Trick-Play Patent, please determine the amount of damages that would fairly and adequately compensate TiVo for Motorola's and Time Warner Cable's infringement.

Damages As To Motorola

Please state the amount of lost profits damages and reasonable royalty damages to which you have determined that TiVo is entitled from Motorola:

Lost profits damages: \$ _____

Reasonable royalty damages: \$ _____

Total: \$ _____

Damages As To Time Warner Cable

Please state the amount of lost profits damages and reasonable royalty damages to which you have determined that TiVo is entitled from Time Warner Cable:

Lost profits damages: \$ _____

Reasonable royalty damages: \$ _____

Total: \$ _____

CLAIMS UNDER MOTOROLA'S PATENTS-IN-SUIT

7. Has Motorola proven by a preponderance of the evidence that TiVo infringes one or more asserted claim of the '948 Patent?

("Yes" is a finding for Motorola. "No" is a finding for TiVo.)

Claim 6 YES _____ NO _____

Claim 20 YES _____ NO _____

8. Has Motorola proven by a preponderance of the evidence that TiVo infringes one or more asserted claim of the '714 Patent?

("Yes" is a finding for Motorola. "No" is a finding for TiVo.)

Claim 1 YES _____ NO _____

Claim 2 YES _____ NO _____

Claim 3 YES _____ NO _____

Claim 4 YES _____ NO _____

Claim 9 YES _____ NO _____

Claim 10 YES _____ NO _____

9. Has Motorola proven by a preponderance of the evidence that TiVo infringes one or more asserted claim of the '708 Patent?

("Yes" is a finding for Motorola. "No" is a finding for TiVo.)

Claim 1 YES _____ NO _____

Claim 11 YES _____ NO _____

10. If you have found that TiVo infringes any claim of the '948 Patent, '714 Patent, or '708 Patent, for any patent for which you have found infringement, please determine whether such infringement was willful. For any patent for which you did not find infringement, please leave the space blank.

Has Motorola proven by clear and convincing evidence that TiVo's infringement was willful?

("YES " is a finding for Motorola.

"No" is a finding for TiVo.)

'948 Patent YES _____

NO _____

'714 Patent YES _____

NO _____

'708 Patent YES _____

NO _____

11. For each asserted claim of the '948 Patent, '714 Patent, and '708 Patent, did TiVo prove by clear and convincing evidence that such claim is invalid?

Check the first column indicated as "valid" or check the second column indicated as "invalid."

U.S. Patent No. 5,949,948

("Valid" is a finding for Motorola.

"Invalid" is a finding for TiVo.)

VALID

INVALID

Claim 6 _____

Claim 20 _____

U.S. Patent No. 6,304,714

("Valid" is a finding for Motorola.

"Invalid" is a finding for TiVo.)

VALID

INVALID

Claim 1 _____

Claim 2 _____

Claim 3 _____

Claim 4 _____

Claim 9 _____

Claim 10 _____

U.S. Patent No. 6,356,708

("Valid" is a finding for Motorola.

"Invalid" is a finding for TiVo.)

VALID

INVALID

Claim 1 _____

Claim 11 _____

12. If you have found that TiVo infringes one or more valid claims of the '948 Patent, '714 Patent, or '708 Patent, please state the amount of reasonable royalty damages that would fairly and adequately compensate Motorola for the infringement.

\$ _____

Signed this ____ day of _____

JURY FOREPERSON